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Attorneys for Defendant,  
JEFFREY DESHON APPLEWHITE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,	)	Case No.: CR 13-00210-JSW
	)	
Plaintiff,	)	STIPULATION TO CONTINUE THE
	)	STATUS CONFERENCE AND
	)	<del>PROPOSED</del> ORDER
vs.	)	AS MODIFIED
	)	
	)	
	)	
JEFFREY DESHON APPLEWHITE,	)	
	)	
Defendant	)	
	)	
	)	
	)	

**I. STIPULATION**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties through their respective attorneys of record, that the status conference set for August 15, 2013 may be continued by stipulation by the parties to September 10, 2013.

DATED: August 13, 2013

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/s/  
WINSTON K. McKESSON, ESQ.  
Attorney for Defendant  
**JEFFREY APPLEWHITE**

The Court excludes time under the Speedy Trial Act from August 15, 2013 to ~~September 10, 2013~~<sup>August 22</sup>, and finds that the ends of justice served by the continuance outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. §3161(h)(7)(A). The Court makes this finding and bases this continuance on the following:

1 The case is so complex, due to the nature of the  
2 prosecution, that it is unreasonable to expect adequate  
3 preparation for pretrial proceedings or the trial  
4 itself within the time limits established by this  
5 section. See 18 U.S.C. §3161(h)(7)(B)(ii).

6 Failure to grant a continuance would unreasonably  
7 deny the defendant continuity of counsel, given  
8 counsel's other scheduled case commitments, taking into  
9 account the exercise of due diligence. See 18 U.S.C.  
10 §3161(h)(7)(B)(iv).

11 Failure to grant a continuance would unreasonably  
12 deny the defendant the reasonable time necessary for  
13 effective preparation, taking into account the exercise  
14 of due diligence. See 18 U.S.C. §3161(h)(7)(B)(iv).

15  
16 **II. IT IS SO ORDERED. AS MODIFIED.**

17  
18  
19 DATED: August 14, 2013

20   
Honorable Jeffrey S. White  
US District Judge